

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Gram Panchayats - Khammam District - Cancellation of Gram Sabha Resolutions passed by the Gram Panchayats i.e. Kothagudem and Alipuram and de-notification of the GPs i.e. Kaikondaigudem, 2) Khanapur haveli (urban), 3) Gollagudem (urban), 4) Damsalapuram(urban), 5) Mallemadugu {with hamlets of Ramannapet (Rural) Danvaigudem (Rural)}, 6) Ballepalli (urban), 7) Kothagudem (urban), 8) Allipuram (urban) and 9) Velugumatla in Khammam District - Notifications - Issued.

PANCHAYAT RAJ AND RURAL DEVELOPMENT (Pts.IV) DEPARTMENT

G.O.Ms.No. 350
10-2012

Dated:19 -

Read the

following: -

1. Government Memo No. 11214/Ele.11/09-4, dt. 29.08.11.
2. From the District Collector, Khammam, Lr Rc. No. G1/2608/09, dt.18.1.2012.
3. From the DMA, Lr.Roc.No. 12095/2009-Ele-111, Dt.29-01-12.
4. Govt. Memo No. 14334/Pts.IV/A1/11-1, dt. 21.04.12.
5. From the District Collector, Khammam, Lr Rc. No. P5/538/12, dt. 09.05.12.
6. Govt. Memo No. 14334/Pts.IV/A1/11-2, dt. 19.05.12.
7. From the Commissioner, Khammam Municipality, Lr. No. G1/2608 /91-10, dt. 15.06.12.
8. Govt. Memo No. 14334/Pts.IV/A1/11-3, dt. 29.06.12.
9. From the District Collector, Khammam, D.O.Lr No. P5/538/12, dt. 29.06.12.
10. Govt. Memo No. 14334/Pts.IV/A1/11-4, dt. 17.07.12.
11. From the District Collector, Khammam, Lr Rc. No. P5/538/12, dt. 04.08.12.
12. Govt. Memo No. 14334/Pts.IV/A1/11-5, dt. 08.08.12.
13. From the District Collector, Khammam, Lr Rc. No. P5/538/12, dt. 28.08.12.

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ORDER:

In the reference 2nd read above, the District Collector, Khammam has sent a proposal for inclusion of surrounding (11) Gram Panchayats i.e., (1) Kaikondaigudem (2) Khanapur haveli (urban) (3) Ballepalli (urban) (4) Gollagudem (urban) (5) Velugumatla (6) Kothagudem (urban) (7) Allipuram (urban) (8) Damsalapuram(urban) (9) Khammam Town (10) Ramannapet (Rural) and (11) Danvaigudem (Rural) into Khammam Municipality so as to upgrade the Khammam Municipality as Municipal

Corporation. In the reference 4th read above, a show-cause notices to the eleven (11) Gram Panchayats have been issued asking them as to why the said Gram Panchayats could not be included into the limits of khammam Municipality as per the provisions contained in Rule 12(2) of G.O.Ms.No.542, Panchayat Raj & Rural Development (Pts.IV) Department., dated.03-12-2007 and also requested the District Collector, khammam to furnish the detailed report.

2. In the reference 5th read above, the District Collector, Khammam has furnished

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the views/objections of the above Gram Panchayats (except Khammam town) and reported that the Gram Panchayats namely (1) Kaikondaigudem (2) Khanapur haveli (urban) (3) Gollagudem (urban) (4) Damsalapuram(urban) (5) Ramannapet (Rural) and (6) Danvaigudem (Rural) have accepted the proposal. The Gram Panchayats i.e. 1) Ballepalli (urban), 2) Kothagudem (urban), 3) Allipuram (urban) and 4) Velugumatla have opposed the proposal. Further, he has not furnished the detailed report.

3. In the reference 6th and 9th read above, the District Collector, Khammam was requested to furnish a detailed report in the matter.

4. In the reference 11th read above, the District collector, Khammam has reported that Ramannapeta (Rural) and Danvaigudem (Rural) are the hamlet villages of Mallemadugu Gram Panchayat, but not separate Gram Panchayats. As such nine (9) Gram Panchayats and one Khammam Municipality are in the proposal of Khammam Municipal Corporation. Further, he has stated that the Khammam is already exists as Khammam Municipality. Therefore, the question of Khammam Town as a Gram Panchayat does not arise. As per the views and objections all the nine (9) Gram Panchayats have conducted Grama sabha with the Special Officers and villages, Out of nine (9) Gram Panchayats, five (5) Gram Panchayats i.e 1.Khanapuram (Haveli) 2.Kaikodaigudem 3.Gollagudem 4.Damsalapuram 5. Mallemadugu, have given their willingness to merge their Gram Panchayats into Khammam Municipal Corporation. Remaining four (4) Gram Panchayats i.e 1.Kothagudem 2.Allipuram 3. Velugumatla 4. Ballepalli have not agreed to merge in the proposed Municipal Corporation. However these Panchayats have not shown specific reasons for doing so. Further, he has reported that Mallemadugu Gram Panchayat is a de-populated Gram Panchayat. The Gram Panchayat is holding in the name of Mallemadugu only while it consists of hamlets Ramannapeta and Danvaigudem villages and Ramannapeta colony and Danvaigudem colony. On the Gram Panchayat resolution the entire Gram Panchayat has resolved for merging their Gram Panchayat into Municipal Corporation.

5. In the reference 12th read above, Government have issued show cause notice to the above four (4) Gram Panchayats i.e 1.Kothagudem 2.Allipuram 3. Velugumatla 4. Ballepalli asking them as to why the resolutions passed by them (against the proposal) cannot be cancelled as per the provisions Under Section 246 (1) of Andhra Pradesh Panchayat

Raj Act 1994 read with rule 12 (2) of the G.O.Ms.No.542, Panchayat Raj & Rural Development (Pts.IV) Department, dt.03.12.2007.

6. In the reference 13th read above, the District Collector, Khammam has obtained the views/ objections of the above four (4) Gram Panchayats and reported that out of four (4) Gram Panchayats two Gram Panchayats i.e. Ballepalli and Veligumatla are accepted for inclusion and Allipuram and Kothagudem Gram Panchayats are opposed for inclusion of their Gram Panchayats into Khammam Municipality. Further, he has reported that due to development of Khammam Town and Surrounding Gram Panchayats he has requested the Government to take necessary action as per the provisions of the Act to cancel the resolutions of the Gram Panchayats, which were opposed to merge in Khammam Municipal Corporation and to consider the Khammam town and surrounding nine (9) Gram Panchayats to merge in proposed Khammam Municipal Corporation, as the opposed two (2) Gram Panchayats have not submitted any specific reason for not merging into proposed Municipal Corporation.

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7. The replies submitted by the Gram Panchayats Allipuram and Kothagudem are not convincing and not satisfactory. Hence, it is decided to cancel the Gram Sabha Resolutions passed by the above Gram Panchayats and decided to merge the surrounding nine (9) Gram Panchayats into the limits of Khammam Municipality so as to upgrade the Khammam Municipality as Khammam Municipal Corporation.

8. Government have examined the objections raised by the above Gram Panchayats and found that the objections are mere apprehensions without any basis, and in respect of certain objections, no reasons / justification are given and that there is no substance in any of the objections put forth by the Gram Panchayats. The decision of merging the surrounding Gram Panchayats into Municipality has been taken in the larger interests of the people of the area keeping in view of its over all development and the urgent need to improve provision of services to the public, the Government have felt that the objections raised by the above Gram Panchayats are not maintainable and therefore do not deserve consideration.

9 Government, after careful examination have decided to cancel the Notification issued, declaring the nine (9) Gram Panchayats i.e 1.Khanapuram (Haveli) 2.Kaikodaigudem 3.Gollagudem 4.Damsalapuram 5. Mallemadugu, 6.Kothagudem 7.Allipuram 8. Velugumatla and 9. Ballepalli as Gram Panchayats in Khammam District so as to include the areas into Khammam Municipality for upgradation of the said Municipality as Municipal Corporation and cancellation of the resolutions passed by the Gram Panchayats i.e. Allipuram and Kothagudem.

10. Therefore, the following Notification shall be published in an Extraordinary Issue of the Andhra Pradesh Gazette dated: 20-10-2012.

11. The Commissioner of Printing, Stationary & Stores Purchase, Hyderabad will be publish the following Notification in the Andhra Pradesh Gazette and furnish (30) copies of the same to the Government immediately.

NOTIFICATION-I

In exercise of the powers conferred under sub section (1) of section 246 of the Andhra Pradesh Panchayat Raj Act, 1994 (Andhra Pradesh Act. No. 3 of 1994) read with rule 9 and 12 of the G.O.Ms.No.542, Panchayat Raj & Rural Development (Pts.IV) Department, dt.03-12-2007, the Governor of Andhra Pradesh hereby cancel the following Resolutions passed by the respective Gram Panchayats of Khammam District opposing for merging of their Gram Panchayats into Khammam Municipality.

1. the Resolution No. Nil, dated: 04.05.12 passed by the Gram Sabha of Kothagudem (urban) Gram Panchayat,
2. the Resolution No. Nil, dated: 04.05.12 passed by the Gram Sabha of Allipuram (urban) Gram Panchayat,

NOTIFICATION-II

In exercise of the powers conferred under clause (f) of sub-section (2) of section 3 of the Andhra Pradesh Panchayat Raj Act, 1994 (Andhra Pradesh Act No.13 of 1994) read with clause (i) of sub-rule (1) of rule 12 of the Andhra Pradesh Gram Panchayats (Declaration of Villages) Rules,2007 issued in the G.O.Ms.No. 542, Panchayat Raj

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and Rural Development (Pts.IV) Dept., dt.3-12-2007, the Governor of Andhra Pradesh hereby cancels the Notification issued declaring the nine (9) Villages i.e., (1).Khanapuram (Haveli) (2).Kaikodaigudem (3).Gollagudem (4).Damsalapuram (5). Mallemadugu, (6).Kothagudem (7).Allipuram (8). Velugumatla and (9). Ballepalli as Gram Panchayats so as include the areas into the limits of Khammam Municipality, Khammam District for upgradation of the said Municipality as Municipal Corporation

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

C.R. BISWAL
PRINCIPAL SECRETARY TO GOVERNMENT

To,
The Commissioner, Printing, Stationary & Stores Purchase, Hyderabad.
The Commissioner, Panchayat Raj and Rural Employment, A.P., Hyderabad.
The District Collector, Khammam District.

Copy to:-

The District Panchayat Officer, Khammam District.
The P.S. to Spl Secy to C.M.
The P.S. to Minister (PR&RWS).
The MA&UD (Elec.1) Department.
The Law (A) Department.

The Engineer - in- Chief, (PR), Hyderabad.
The Engineer - in- Chief, (RWS), Hyderabad.
The PR&RD(Genl) Department.
SC/SF.

// FORWARDED:: BY ORDER //

SECTION OFFICER